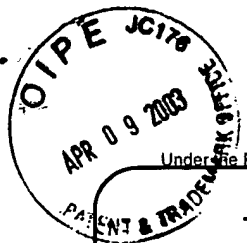


3711



PTO/SB/21 (03-03)

Approved for use through 04/30/2003. OMB 0651-0031

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Total Number of Pages in This Submission

3

Application Number

10/015,348

Filing Date

December 12, 2001

First Named Inventor

Flood

Art Unit

3711

Examiner Name

Mark S. Graham

Attorney Docket Number

00241.001

ENCLOSURES (Check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form
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Remarks

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Reg. No. 42,330

Signature

D. W. Bivens

Date

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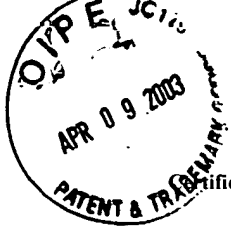
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IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

In re the Application of:

Applicant:	James Flood	Examiner:	Mark S. Graham
Application No.:	10/015,348 ✓	Art Unit:	3711
Filing Date:	12/12/2001		
For:	Shock Absorbing Baseball Bat ✓		

**RESPONSE TO RESTRICTION REQUIREMENT
DATED MARCH 4, 2003**

Applicant responds to the Restriction Requirement dated March 4, 2003 (the "Office Action") as follows:

Applicant hereby elects Group II consisting of claims 12-15 for initial examination.

Applicant reserves the right to file a divisional application directed to the non-elected claims at a later date if it so desires.

Concluding Remarks

In light of the foregoing, Applicant believes that all of the claims currently pending in the Application are allowable and respectfully asks the Examiner to consider the Application. If the Examiner believes that further communication with the Applicant or the Applicant's counsel will

be beneficial to the pending Application, the Examiner is invited and encouraged to contact Applicant's counsel directly by telephoning (619) 525-2553.

Respectfully submitted,

D. W. Bivens
D. Whitlow Bivens
Attorney for Applicant
Registration Number 42,330

4/4/03
Date